

FOLEY & LARDNER LLP ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200 SAN DIEGO, ÇA 92130 P.O. BOX 80278 SAN DIEGO, CALIFORNIA 92138-0278 TELEPHONE: 958.847.6700 FACSIMILE: 858.792.6773 WWW.FOLEY.COM

FACSIMILE TRANSMISSION

RECEIVED CENTRAL FAX CENTER

Total # of Pages 19 (including this page)

TO:	PHONE #:	FAX #: MAR 1 6 2004
Art Group 1634		
U.S. Patent and Trademark Office		703.872.9306

From: Richard San Pietro

Date: March 11, 2004

Client/Matter No: 074022-3302

USSN: 08/950,963

Filing Date: 10/15/1997

User ID No: 0079

OFFICIAL

Transmitted herewith for filing in the above-referenced application is the following:

- 1) Amendment Transmittal (2 pages); and
- 2) Amendment (16 pages).

Thank you.

If there are any problems with this transmission or if you have not received all of the pages, please call.

Time Sent: Operator: Return Original To: Line S. Gauthier

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Atty. Dkt. No. 074022-3302

CERTIFICATE OF PACSIMILE TRANSMISSION

I bereby certify that this paper is being facsimile transmitted to the
United States Patent and Trademark Office, Alexandria, Virginia

Line Gauthier

(Printed Name)

<u> March 16, 2004</u>

(Date of Deposit)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

DREWES et al.

Title:

METHODS AND DEVICES FOR

MASS TRANSPORT ASSISTED

OPTICAL ASSAYS

Appl. No.:

08/950,963

Filing Date: 10/15/1997

Examiner:

A. H. Marschel

Art Unit:

1631

<u>AMENDMENT TRANSMITTAL</u>

Mail Stop NON-FEE AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee required for additional claims is calculated below: [X]

	Claims As Amende d		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	95	-	105	=	0	x	\$18.00	=	\$0.00
Independents:	11	-	14	=	0	x	\$86.00	=	\$0.00
First p	resentation	of ar	ny Multiple I	Эереп	dent Claims:	+	\$290.0 0	=	\$0.00
					CLAIMS	FEE	TOTAL	=	\$0.00

[]	Please charge Deposit Account No.	50-0872 in the amount of \$0.00.	A duplicate copy of
		this transmittal is enclosed.		

- A check in the amount of \$0.00 is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be [X] required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872,

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: March 16, 2004

Richard J. Warburg FOLEY & LARDNER LLP Customer Number: 30542

Telephone:

(858) 847-6717

Facsimile:

(858) 792-6773

By

Richard San Pietro Attorney for Applicant Registration No. 45,071

OFFICIAL

Atty. Dkt. No. 074022-3302

CERTIFICATE OF FACSIMILE TRANSMISSION
I hereby certify that this paper is being facsimile transmitted to
the United States Patent and Trademark Office, Alexandria,

Line Gauthier

(Printed Name)

(Signatura)

March 16, 2004

(Date of Deposit)

Virginia on (703.872.9306) the date below.

RECEIVED
CENTRAL FAX CENTER

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAR 1 6 2004

Applicant:

DREWES et al.

Title:

METHODS AND DEVICES FOR

MASS TRANSPORT ASSISTED

OPTICAL ASSAYS

Appl. No.:

08/950,963

Filing Date:

10/15/1997

Examiner:

J. Lundgren

Art Unit:

1631

AMENDMENT

Mail Stop Non-Fee Amendment Commissioner for Patents PO Box 1450 Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the non-final Office Action dated December 16, 2003, concerning the above-referenced patent application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 13 of this document.

Please amend the application as follows: